

10/6/08  
JCC  
U.S.  
PRO

08-13-01

A

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ocket No. A-64580-4/RFT/RMS/AMS

"EXPRESS MAIL" MAILING LABEL  
NUMBER EL 758643135 USDATE OF DEPOSIT August 9, 2001I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE  
UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND  
ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSISTA  
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.TYPED NAME DARRYL KRINERSIGNED J1046 U.S. PRO  
09/927160  
Anticipated Classification of  
this Application:  
Class: Subclass:

Prior Application:

Examiner: A. Baker  
Art Unit: 1632

## Box PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a request for filing an

Original  
 Continuation  
 Divisional  
 Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of SUSHMA PATI and DAVID ZARLING (Names of ALL Applicants), for TRANSGENIC ANIMALS PRODUCED BY HOMOLOGOUS SEQUENCE TARGETING (Title of Invention). This  continuation divisional  continuation-in-part claims priority to pending application Serial No. 09/079,877, filed on May 15, 1998.

1. (a)  Enclosed is a new application.  
 (b)  Enclosed is a continuation-in-part application.  
 (c)  Enclosed is a copy of the prior application.

2. (a)  Enclosed is a new Declaration.  
 (b)  Enclosed is a copy of the prior executed Declaration as originally filed.  
 (c)  Enclosed is a Combined Declaration/Power of Attorney.

3.  Applicant claims small entity status. See 37 CFR 1.27.

4.  The filing fee is calculated below:  
 Claims as filed in the prior application, less any claims canceled by amendment below:

FOR:	(Col. 1)	(Col. 2)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEES	OR	RATE
BASIC FEE			\$355		OR	\$710
TOTAL CLAIMS	<u>1</u>	<u>-20</u> = <u>* 1</u>	x 9 = \$		OR x 18 = \$	
INDEP CLAIMS	<u>1</u>	<u>-3</u> = <u>* 1</u>	x 40 = \$		OR x 80 = \$	
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED			+135 = \$		OR +270 = \$	
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL \$		OR TOTAL \$	<u>710</u>

5.  The Commissioner is hereby authorized to charge any additional fee which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-64580-3/RFT/RMS/AMS).

6.  Our check in the amount of \$ 710.00 is enclosed.

7.  Cancel in this application original claims 2-31 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8.  Amend the specification by inserting before the first line the sentence:

--This is a  continuation of application Serial No. 09/079,877 filed May 15, 1998.--

9. (a)  Informal drawings are enclosed, 24 sheets, copies as filed in parent application.

(b)  Formal drawings are enclosed,        sheets.

10. (a)  Priority of application Serial No.        filed on        in        is claimed under 35 U.S.C. 119.

(b)  The certified copy has been filed in prior application Serial No.        filed on       .

11.  An Assignment is enclosed.

12.  The prior application is assigned of record to SRI.

13.  A Power of Attorney by Assignee is enclosed.

14.  The power of attorney in the prior application is to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
(name)

SUITE 3400, FOUR EMBARCADERO CENTER  
(address)

SAN FRANCISCO, CALIFORNIA 94111-4187

(a)  The power appears in the original papers in the prior application.

(b)  Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c)  Address all future communications to:

RICHARD F. TRECARIN, ESQ.  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187  
Telephone: (415) 781-1989

15.  A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16.  A Prior Art Statement is enclosed.

17.  I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/079,877 as originally filed on May 15, 1998.

Respectfully submitted,

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP

  
Richard F. Trecartin,

Reg. No. 31,801

Dated: August 9, 2001

Flehr Hohbach Test  
Albritton and Herbert LLP  
Four Embarcadero Center, Suite 3400  
San Francisco, CA 94111-4187  
Telephone: (415) 781-1989

TD603B75742601